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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

MARC OPPERMAN, et al.,

Plaintiffs,

v.

PATH, INC., et al.,

Defendants.

Case No.: 13-cv-00453-JST

CLASS ACTION

**STIPULATION AND [PROPOSED] ORDER
SETTING PAGE LIMITS FOR DEFENDANT
APPLE INC.'S MOTION TO DISMISS**

**THIS DOCUMENT RELATES TO ALL
CASES:**

- Opperman v. Path, Inc.*, No. 13-cv-00453-JST
- Hernandez v. Path, Inc.*, No. 12-cv-1515-JST
- Pirozzi v. Apple, Inc.*, No. 12-cv-1529-JST
- Gutierrez v. Instagram, Inc.*, No. 12-cv-6550-JST

1 Pursuant to Civil Local Rule 7-4(b) and this Court’s August 1, 2013 Order (*Opperman*
2 Dkt. No. 361), Plaintiffs in each of the above-captioned Related Actions (“Plaintiffs”) and
3 Defendant Apple Inc. (“Apple”) (collectively, the “Parties”), hereby stipulate as follows:

4 WHEREAS, on August 1, 2013, the Court directed the Parties to agree to a stipulation
5 regarding the page limitations for the briefing relating to Apple’s anticipated motion to dismiss
6 Plaintiffs’ Consolidated Amended Class Action Complaint (“Apple’s Motion to Dismiss”);

7 WHEREAS, on August 1, 2013, the Court set October 18, 2013 as the deadline for Apple
8 to submit its Motion to Dismiss;

9 WHEREAS, on August 1, 2013, the Court set a hearing on Apple’s Motion to Dismiss
10 for January 22, 2014, at 9:30 a.m.;

11 WHEREAS, given the number of Plaintiffs, claims, and issues contained in the
12 Consolidated Amended Class Action Complaint, the Parties believe an enlargement of the
13 default page limitations is warranted; and

14 WHEREAS, counsel for the Parties have met and conferred and have come to an
15 agreement, subject to the approval of the Court, regarding page limits for briefing on Apple’s
16 Motion to Dismiss;

17 NOW THEREFORE, the Parties stipulate as follows:

- 18 • Apple’s Motion to Dismiss shall not exceed forty (40) pages in length;
- 19 • Plaintiffs’ response to Apple’s Motion to Dismiss shall not exceed forty (40)
20 pages in length; and
- 21 • Apple’s reply in support of its Motion to Dismiss shall not exceed nineteen (19)
22 pages in length.

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1 DATED: September 26, 2013

Respectfully submitted,

2 **STRANGE & CARPENTER**

3 By: /s/Brian R. Strange

4 Brian R. Strange

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Apple Inc.*

**PURSUANT TO STIPULATION, AND FOR GOOD CAUSE APPEARING, IT IS
SO ORDERED.**

Date: _____, 2013.

HON. JON S. TIGAR
UNITED STATES DISTRICT JUDGE

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FILER'S ATTESTATION

Pursuant to Civil Local Rule 5-1(i), I, Brian R. Strange, hereby attest that concurrence in the filing of this document has been obtained from the above-listed counsel.

DATED: September 26, 2013

Respectfully submitted,

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